

July 27, 2005

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Filed: Inventor: November 10, 2003 Minges, Marcus C.

Group Art Unit: 3617 Examiner:

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Attorney Docket Number: M2341/53410/NWJ-LIFT

Via Express Mail No. EV387961400US

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Applicant by submitting the references taken alone or in combination neither represents nor admits that such references anticipate or render obvious the present invention. It is requested that the information disclosed herein be made of record/in this application, and consideration of all references in relation to this application is respectfully requested.

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Sheet 1

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

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of

Complete if Known				
Application Number	10/705,342			
Filing Date	11-10-2003	_		
First Named Inventor	Marcus Minges			
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			U. S. PATEN	DOCUMENTS	
Examiner Initials*	Cite No.1	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ^{2 (if known)}	00.04.4004	 	r igalico r ipposi
		^{US-} 243244	06-21-1881	George W Goodell	
		^{US-} 1969276	08-07-1934	Chase Keith Pevear	
		^{US-} 3670659	06-20-1972	Eugen Schurch	
		^{US-} 3735709	05-29-1973	Mikio Matsumoto et al	
		^{US-} 3818836	06-25-1974	Wilson H Swilley	
_		^{US-} 4613270	09-23-1986	Anthony N Konstant et al	
		^{US-} 6539876 B1	04-01-2003	James P Campbell et al	
		^{US-} 6666147	12-23-2003	Marcus Minges	
		US-			

		FOREIG	N PATENT DOCU	JMENTS		
Examiner Initials*	Cite No.1	Foreign Patent Document	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages	4
		Country Code ³ -Number ⁴ -Kind Code ⁵ (if known)	MM-DD-YYYY		Or Relevant Figures Appear	Γ~
		WO 02/22422	03-21-2002	Incline Access, LLC		

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